

Southern Virginia Mental Health Institute
Local Human Rights Committee Meeting Minutes
February 17, 2009
Danville-Pittsylvania CSB Betty Whitehead Room

DRAFT

NOTE: These minutes are subject to approval by the LHRC at its next meeting. Should revisions be made, they will be included as an item in the minutes of that meeting.

LHRC Members in Attendance: Greg Casker, Esther Goins, Lesa Shelton, Thelma Wright, Jeff Rodden

LHRC Members Not in Attendance: Verna Hendrickson

Affiliates in Attendance: Susan Bailey – DePaul Family Services; Jim Bebeau – Danville/Pittsylvania Community Services; Gayle Burnette – Danville/Pittsylvania Community Services Mental Retardation; Althea Price – Danville Regional Medical Center; Monica Edwards – Hughes Home for Exceptional Children; Stanley Cousins – Wall Residences LLC; Alex Jackson – Wall Residences LLC; Mark Fitzgerald – Wall Residences LLC

Other Representatives in Attendance: David Lyon - SVMHI Facility Director; Sherry Miles – Regional Advocate; Roanna Deal – SVMHI Human Rights Advocate Sr.; Kirby Wright – State Human Rights Committee Chair; Mary Ann Boyd - Visitor

Minutes Recorder: Jerri Phillips, SVMHI

LHRC Minutes and Meeting Schedule: The Local Human Rights Committee (LHRC) minutes and meeting schedule can be located on the Southern Virginia Mental Health Institute's Web Page @ www.svmhi.dmhmrssas.virginia.gov under the heading of Client Advocacy.

Welcome/Call to Order: Chairman Greg Casker called to order the February 17, 2009 meeting of the Southern Virginia Mental Health Institute (SVMHI) Local Human Rights Committee at 4:05 PM. Chairman Casker welcomed all attendees.

Approval of Minutes: The minutes of December 2, 2008 were amended to record that Lesa Shelton was in attendance and a change was made noting that Affiliates Are Scheduled to Report at the February Meeting (not October). A motion was then made to approve the minutes, seconded and carried. Amended minutes will be posted to the SVMHI web page.

Recruitment Needs – Consumer: Attendees were asked to submit any names of consumers who would be interested in joining the LHRC to Chairman Casker or Roanna Deal. The committee will interview one candidate on this date in closed session.

Review of SVMHI Patient Privileging System Policy: David Lyon summarized changes made to the policy, stating that the policy committee had worked collectively with Human Rights Regulations in developing this policy. The LHRC acknowledged review of the policy, having no further questions for Mr. Lyon.

Review of SVMHI Behavioral Management Plan Policy: David Lyon briefly compared the old Behavioral Management Policy with the new one which has incorporated Human Rights Regulations in the development along with a Behavioral Management Committee and Ethics Committee. The Human Rights Advocate will sit on both committees. The LHRC acknowledged review of the policy, having no further questions for Mr. Lyon.

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Regional Advocate's Report: Ms. Miles commented on budget cuts, noting that the Office of Human Rights will lose two staff members who are retiring. These staff members will not be replaced. Ms. Miles is currently making territory changes, no longer serving Martinsville as she will be located in the Danville, Lynchburg and Richmond areas. Roanna Deal will be responsible for Southside CSB and the Southside LHRC as well as the Southern Virginia Mental Health Institute LHRC.

Ms. Miles reminded in-home programs to make sure staff are doing what they say they are doing – Medicaid will ask for reimbursement for services not rendered as stated.

Facility Advocate's Report: Ms. Deal reported 14 formal complaints in December, 2008 – 7 of which have been resolved. There were 6 episodes of seclusion for a total of 41 hours.

Ms. Deal reported 11 formal complaints in January, 2009 - 6 of which have been resolved. There were 4 seclusion events for a total of 19 hours.

State Human Rights Representative Report: Mr. Wright noted that this committee may need to either add affiliates as there is an increase in providers or consider granting temporary affiliation to providers from the Richmond area. There has been a significant increase in community providers and the LHRC's in that region are capped and unable to accommodate new affiliations. This committee is not capped, currently serving 12 affiliates. Chairman Casker noted that it would not be a problem for the committee to add affiliates but questioned the work load for the Human Rights Advocate. Ms. Miles stated that site reviews would have to be completed as well as policies must already be in place for these affiliates.

Facility Representative's Report: David Lyon reported that SVMHI had created the position of Ombudsperson to deal with patient issues. Naomi Gibson will serve in that capacity. Patient concerns have increased due to the Recovery treatment program which encourages the patient to be more involved in his/her treatment.

Affiliate Reports

Danville Regional Medical Center: A. Price reported there were no seclusions in December; 1 seclusion in January. No other incidents to report.

DePaul Family Services: S. Bailey reported no seclusions. There was 1 complaint of neglect which was resolved.

Wall Residences LLC: S. Cousins reported there were 40 clients being served by 21 providers. He reported the following:

- No Human Rights complaints
- One psychiatric hospitalization
- One Human Rights violation in December
- Two investigations
- Two Behavior Plans are being reviewed
- A. Jackson reviewed with the committee the North Main Crisis Center, a 3 bedroom apartment, will open within the next 2 months. They are currently seeking someone to live there – rent free – experience preferred – as the on-site person. Contact A. Jackson at 434-610-7578 if you have referrals for the position.
- Staffing – Brandi Motley has resigned – Candace Bowman is now employed with the affiliate
- Chairperson Casker thanked M. Fitzgerald for making the changes in the Rules of Conduct for the agency that were recommended by LHRC. Those rules are now approved.

Lamano Life Skills II: No report

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No New Business

No Old Business

Affiliates Scheduled to Report at April Meeting:

Family Preservation
Danville-Pittsylvania CSB (Intellectual Disabilities & Behavioral Health)
ACE
Blue Ridge Residential Services
Lamano Agency

Next Meeting: The next LHRC meeting will be held at 4 PM on Tuesday, April 21, 2009 at Southern Virginia Mental Health Institute in the Norman Auditorium.

Executive Session:

LHRC Membership: The Committee went into Executive Session to interview candidates for the vacancy on the SVMHI Committee. The motion was made and passed that the SVMHI LHRC go into closed session pursuant to Virginia Code §2.1-344 A (15) for the purpose of interviewing for a member(s) vacancies.

Upon reconvening in public session, the SVMHI Committee unanimously certified that to the best of each Committee member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the Executive Session were discussed in the Executive Session.

The Committee unanimously passed a motion to nominate applicant Mary Ann Boyd to SVMHI LHRC.

Restrictive Treatment Plan

The motion was made and passed that the SVMHI LHRC go into Executive Session pursuant to Virginia Code, 2.2-3711A (4 & 15), for the purpose of discussing a restrictive treatment plan for J.R. This review necessarily involved discussion and consideration of mental and medical records excluded and information excluded from the Freedom of Information Act.

Upon reconvening in public session, the SVMHI LHRC unanimously certified that to the best of each Committee member's knowledge, only public business matters lawfully exempt from statutory open meeting requirements, and only public business matters identified in the motion to convene the Executive Session were discussed in the Executive Session.

The motion was made and unanimously passed to approve the treatment plan continuation for J.R. as submitted.

Adjournment:

On motion, the meeting was adjourned @ 5:10 PM.

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